

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING ORDINANCE NO. 90/6, A SPECIAL SIGN DISTRICT FOR THE PLAZA AT PRESTON CENTER, TO ALLOW SIGNS TO CONTAIN NOT MORE THAN TEN (10) COLORS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Urban Design and Development Advisory Committee of the City has considered a request for amendment of Ordinance No. 90/6, the Special Sign District for the Plaza at Preston Center, as heretofore amended; and

WHEREAS, the Committee is of the opinion that such amendment will result in benefits to the public health, safety and general welfare and is in the interest of the City of University Park, and has recommended to the City Council that such amendment be approved; and

WHEREAS, the City Council has provided notice and a public hearing with regard to such request and recommendation and is of the opinion and finds that such special sign district should be amended as requested; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:

SECTION 1. The Urban Design and Development Advisory Committee has considered a request for amendment of Ordinance No. 90/6, which granted a Special Sign District for the Plaza at Preston Center, and such amendment has been approved by the Committee as beneficial to the public health, safety, and general welfare and in the interests of the City of University Park. The City Council hereby determines that ordinance No. 90/6, the Special Sign District for the Plaza at Preston Center, as heretofore amended, should be further amended in accordance with the following section.

SECTION 2. The Special Sign District is amended to permit additional colors on signs, to wit: Signs shall be limited to not more than ten (10) colors. For the purposes of this section,

“sign” shall include the lighting or illumination, and, in the case of a sign placed on a building surface without any border and with its background the same color as the building surface, the color of the building surface shall not be considered as a color of the sign. Shades or blendings of color shall each constitute a separate color. Also, for the purposes of this section, black and white shall not be considered colors.

SECTION 3. Any provision of Ordinance No. 90/6, as heretofore amended, in conflict with the provisions of this ordinance with regard to the signage permitted for the Plaza at Preston Center is hereby repealed.

SECTION 4. Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part of provision thereof, other than the part decided to be invalid, illegal or unconstitutional.

SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of University Park, Texas, shall be subject to a fine not to exceed the sum of five hundred dollars (\$500.00) for each offense, and each and every day such offense shall continue shall be deemed to constitute a separate offense.

SECTION 6. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such cases provide.

DULY PASSED by the City Council of the City of University Park, Texas, on the ____ day of _____ 2013.

APPROVED:

W. RICHARD DAVIS, MAYOR

APPROVED AS TO FORM:

ATTEST:

CITY ATTORNEY
(RLD/61044; 6-13-13)

LIZ SPECTOR, CITY SECRETARY

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DULY PASSED by the City Council of the City of University Park, Texas, on the ____ day
of _____ 2013.

APPROVED:

W. RICHARD DAVIS, MAYOR

ATTEST:

LIZ SPECTOR, CITY SECRETARY